

ceived July 22, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

10320. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. Act 12-398, "Whistleblower Reinforcement Act of 1998" received July 21, 1998, pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform and Oversight.

10321. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Irish Potatoes Grown in Colorado: Decreased Assessment Rate [Docket No. FV98-948-1 IFR] received July 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

10322. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Fresh Bartlett Pears Grown in Oregon and Washington; Decreased Assessment Rate [Docket No. FV98-931-1 IFR] received July 23, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

10323. A letter from the Director, Office of Surface Mining Reclamation and Enforcement, transmitting the Office's final rule—Surface Coal Mining and Reclamation Operations Under the Federal Lands Program; State-Federal Cooperative Agreements; Montana [30 CFR Part 926] received July 20, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

10324. A letter from the Acting Secretary, Federal Trade Commission, transmitting the Commission's final rule—Premerger Notification; Reporting and Waiting Period Requirements [16 CFR Part 802] received June 25, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

10325. A letter from the General Counsel, National Tropical Botanical Garden, transmitting the annual audit report of the National Tropical Botanical Garden, Calendar Year 1997, pursuant to Public Law 88-449, section 10(b) (78 Stat. 498); to the Committee on the Judiciary.

10326. A letter from the Secretary of Agriculture, transmitting a draft of proposed legislation to extend the United States Department of Agriculture Personnel Management Demonstration Project; jointly to the Committees on Government Reform and Oversight and Agriculture.

10327. A letter from the Administrators of Federal Aviation Administration and National Aeronautics and Space Administration, transmitting a joint report to Congress on the progress being made under the Subsonic Noise Reduction Technology Program, Fiscal Year 1997, pursuant to 49 U.S.C. app. 1353 nt.; jointly to the Committees on Transportation and Infrastructure and Science.

10328. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a draft of proposed legislation to provide for implementation by the United States of the Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption, and for other purposes; jointly to the Committees on International Relations, Ways and Means, the Judiciary, and Government Reform and Oversight.

¶75.6 USE OF CAPITOL ROTUNDA FOR SLAIN CAPITOL POLICE OFFICERS

On motion of Mr. DELAY, by unanimous consent, the Committee on House Oversight was discharged from further consideration of the following concurrent resolution (H. Con. Res. 310):

Resolved by the House of Representatives (the Senate concurring),

SECTION 1. AUTHORIZING USE OF ROTUNDA OF THE CAPITOL FOR MEMORIAL SERVICE FOR DETECTIVE JOHN MICHAEL GIBSON AND PRIVATE FIRST CLASS JACOB JOSEPH CHESTNUT.

The rotunda of the Capitol is authorized to be used for a memorial service and proceedings related thereto for Detective John Michael Gibson and Private First Class Jacob Joseph Chestnut of the United States Capitol Police on Tuesday, July 28, 1998, under the direction of the United States Capitol Police Board.

SEC. 2. PLACEMENT OF PLAQUE IN CAPITOL IN MEMORY OF DETECTIVE GIBSON AND PRIVATE FIRST CLASS CHESTNUT.

The Architect of the Capitol shall place a plaque in honor of the memory of Detective John Michael Gibson and Private First Class Jacob Joseph Chestnut of the United States Capitol Police at an appropriate site in the United States Capitol, with the approval of the Speaker of the House of Representatives and the President Pro Tempore of the Senate.

SEC. 3. PAYMENT OF FUNERAL EXPENSES FOR JOHN GIBSON AND JACOB JOSEPH CHESTNUT.

(a) IN GENERAL.—The Sergeant at Arms of the House of Representatives is authorized and directed to make such arrangements as may be necessary for funeral services for Detective John Michael Gibson and Private First Class Jacob Joseph Chestnut of the United States Capitol Police, including payments for travel expenses of immediate family members, and for the attendance of Members of the House of Representatives at such services, including payments for expenses incurred by Members in attending such services.

(b) SOURCE AND MANNER OF MAKING PAYMENTS.—Any payment made under subsection (a) shall be made from the applicable accounts of the House of Representatives, using vouchers approved in a manner directed by the Committee on House Oversight.

SEC. 4. PAYMENT OF SURVIVOR'S GRATUITY TO WIDOWS OF JOHN GIBSON AND JACOB JOSEPH CHESTNUT.

(a) IN GENERAL.—In accordance with the first sentence of the last undesignated paragraph under the center heading "HOUSE OF REPRESENTATIVES" in the first section of the Legislative Branch Appropriation Act, 1955 (2 U.S.C. 125), the Chief Administrative Officer of the House of Representatives is authorized and directed to pay, from the applicable accounts of the House of Representatives—

(1) a gratuity to the widow of Detective John Michael Gibson of the United States Capitol Police in the amount of \$51,866.00; and

(2) a gratuity to the widow of Private First Class Jacob Joseph Chestnut of the United States Capitol Police in the amount of \$47,280.00.

(b) TREATMENT AS GIFT.—Each gratuity paid under subsection (a) shall be held to have been a gift.

SEC. 5. SENSE OF CONGRESS REGARDING ESTABLISHMENT OF CAPITOL POLICE MEMORIAL FUND.

It is the sense of Congress that there should be established under law a United States Capitol Police Memorial Fund for the surviving spouse and children of members of the United States Capitol Police who are slain in the line of duty.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered. That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶75.7 RECESS—12:25 P.M.

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 12 of rule I, declared the House in recess at 12 o'clock and 25 minutes p.m. until approximately 5 o'clock p.m.

¶75.8 AFTER RECESS—5:02 P.M.

The SPEAKER pro tempore, Mr. ARMEY, called the House to order.

¶75.9 HONORING DETECTIVE GIBSON AND OFFICER CHESTNUT OF THE U.S. CAPITOL POLICE

On motion of Mr. GINGRICH, by unanimous consent, the House considered the following concurrent resolution (H.Con. Res. 311):

Whereas the Capitol is the people's house, and, as such, it has always been and will remain open to the public;

Whereas millions of people visit the Capitol each year to observe and study the workings of the democratic process;

Whereas the Capitol is the most recognizable symbol of liberty and democracy throughout the world and those who guard the Capitol guard our freedom;

Whereas Private First Class Jacob "J.J." Chestnut and Detective John Michael Gibson sacrificed their lives to protect the lives of hundreds of tourists, staff, and Members of Congress;

Whereas if not for the quick and courageous action of those officers, many innocent people would likely have been injured or killed;

Whereas through their selfless acts, Detective Gibson and Private First Class Chestnut underscored the courage, honor, and dedication shown daily by every member of the United States Capitol Police and every law enforcement officer;

Whereas Private First Class Chestnut, a Vietnam veteran who spent 20 years in the Air Force, was an 18-year veteran of the Capitol Police, and was married to Wen Ling and had five children, Joseph, Janece, Janet, Karen and William;

Whereas Detective Gibson, assigned as Rep. Tom DeLay's bodyguard for the last three years, was an 18-year veteran of the Capitol Police, and was married to Evelyn and had three children, Kristen, John and Daniel;

Whereas Private First Class Chestnut and Detective Gibson were the first United States Capitol Police officers ever killed in the line of duty;

Whereas Private First Class Chestnut and Detective Gibson, and all those who helped apprehend the gunman, assist the injured, and evacuate the building, are true heroes of democracy, and every American owes them a deep debt of gratitude: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That—

(1) Congress hereby honors the memory of Detective John Michael Gibson and Private First Class Jacob Joseph Chestnut of the United States Capitol Police for the selfless acts of heroism they displayed on July 24, 1998, in sacrificing their lives in the line of duty so that others might live; and

(2) when the House of Representatives adjourns on this date and when the Senate adjourns or recesses on this date, they shall do so out of respect to the memory of Detective John Michael Gibson and Private First Class Jacob Joseph Chestnut.

Pending consideration of said concurrent resolution,

By unanimous consent, the time for debate was extended and equally divided between the Mr. GINGRICH and the Minority Leader or their designees not to exceed two and one half hours.

After debate,

By unanimous consent, the previous question was ordered on the concurrent resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. EVERETT, announced that the yeas had it.

Mr. ARMEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 392
affirmative Nays 0

¶75.10 [Roll No. 340]
YEAS—392

Abercrombie	Coble	Galleghy
Aderholt	Coburn	Ganske
Allen	Collins	Gejdenson
Andrews	Combest	Gekas
Archer	Condit	Gephardt
Army	Cook	Gibbons
Bachus	Cooksey	Gilchrest
Baesler	Costello	Gillmor
Baker	Coyne	Gilman
Baldacci	Cramer	Gingrich
Ballenger	Crane	Goode
Barcia	Crapo	Goodlatte
Barr	Cubin	Goodling
Barrett (NE)	Cummings	Gordon
Barrett (WI)	Cunningham	Goss
Bartlett	Danner	Graham
Barton	Davis (FL)	Granger
Bass	Davis (IL)	Green
Bateman	Davis (VA)	Greenwood
Bentsen	Deal	Gutierrez
Bereuter	DeGette	Gutknecht
Berman	Delahunt	Hall (OH)
Berry	DeLauro	Hall (TX)
Bilbray	DeLay	Hamilton
Bilirakis	Deutscher	Hansen
Bishop	Diaz-Balart	Hastert
Blagojevich	Dickey	Hastings (WA)
Bliley	Dicks	Hayworth
Blumenauer	Dingell	Hefley
Blunt	Dixon	Hefner
Boehlert	Doggett	Herger
Boehner	Dooley	Hill
Bonior	Doolittle	Hilleary
Bono	Doyle	Hilliard
Borski	Dreier	Hinchey
Boswell	Duncan	Hinojosa
Boucher	Dunn	Hobson
Boyd	Edwards	Hoekstra
Brady (PA)	Ehlers	Holden
Brady (TX)	Ehrlich	Hoolley
Brown (CA)	Emerson	Horn
Brown (FL)	Engel	Hostettler
Brown (OH)	English	Houghton
Bryant	Ensign	Hoyer
Bunning	Eshoo	Hulshof
Burr	Etheridge	Hunter
Burton	Evans	Hutchinson
Buyer	Everett	Hyde
Callahan	Ewing	Inglis
Calvert	Farr	Istook
Camp	Fattah	Jackson (IL)
Campbell	Fawell	Jackson-Lee
Canady	Fazio	(TX)
Capps	Filner	Jefferson
Cardin	Foley	Jenkins
Carson	Forbes	John
Castle	Ford	Johnson (CT)
Chabot	Fossella	Johnson (WI)
Chambliss	Fowler	Johnson, E. B.
Chenoweth	Fox	Johnson, Sam
Christensen	Frank (MA)	Jones
Clay	Franks (NJ)	Kanjorski
Clayton	Frelinghuysen	Kaptur
Clement	Frost	Kasich
Clyburn	Furse	Kelly

Kennedy (MA)	Myrick	Sessions
Kennedy (RI)	Neal	Shadegg
Kennelly	Nethercutt	Shaw
Kildee	Neumann	Shays
Kilpatrick	Ney	Sherman
Kim	Northup	Shimkus
Kind (WI)	Norwood	Sisisky
King (NY)	Nussle	Skaggs
Klecza	Oberstar	Skeen
Klink	Obey	Skelton
Klug	Oliver	Slaughter
Knollenberg	Ortiz	Smith (MI)
Kucinich	Owens	Smith (NJ)
LaFalce	Oxley	Smith (OR)
LaHood	Packard	Smith (TX)
Lampson	Pallone	Smith, Adam
Lantos	Pappas	Smith, Linda
Latham	Parker	Snowbarger
LaTourette	Pascrell	Snyder
Lazio	Pastor	Solomon
Leach	Paul	Souder
Lee	Paxon	Spence
Levin	Payne	Spratt
Lewis (KY)	Pease	Stabenow
Linder	Pelosi	Stearns
Livingston	Peterson (MN)	Stenholm
LoBiondo	Peterson (PA)	Stokes
Lofgren	Petri	Strickland
Lowe	Pickering	Stump
Lucas	Pitts	Stupak
Luther	Pombo	Sununu
Maloney (CT)	Porter	Talent
Maloney (NY)	Portman	Tanner
Manton	Pryce (OH)	Tauscher
Manzullo	Quinn	Taylor (MS)
Martinez	Radanovich	Taylor (NC)
Mascara	Rahall	Thomas
Matsui	Ramstad	Thornberry
McCarthy (NY)	Rangel	Thune
McCollum	Redmond	Thurman
McCrery	Regula	Tierney
McDermott	Reyes	Towns
McGovern	Riley	Trafficant
McHale	Rivers	Turner
McHugh	Rodriguez	Upton
McInnis	Roemer	Velazquez
McIntosh	Rogan	Vento
McIntyre	Rogers	Visclosky
McKeon	Rohrabacher	Wamp
McKinney	Rothman	Waters
McNulty	Roukema	Watkins
Meehan	Royce	Watt (NC)
Meek (FL)	Rush	Watts (OK)
Meeks (NY)	Ryun	Weldon (FL)
Menendez	Sabo	Weldon (PA)
Metcalfe	Salmon	Weller
Mica	Sanchez	Weygand
Millender-McDonald	Sanders	White
Miller (CA)	Sandlin	Wicker
Miller (FL)	Sawyer	Wilson
Minge	Saxton	Wise
Mink	Scarborough	Wolf
Mollohan	Schaffer, Bob	Woolsey
Moran (KS)	Schumer	Wynn
Moran (VA)	Scott	Young (AK)
Morella	Sensenbrenner	
	Serrano	

NOT VOTING—43

Ackerman	Lipinski	Schaefer, Dan
Becerra	Markey	Shuster
Bonilla	McCarthy (MO)	Stark
Cannon	McDade	Tauzin
Conyers	Moakley	Thompson
Cox	Murtha	Tiahrt
DeFazio	Nadler	Torres
Gonzalez	Pickett	Walsh
Harman	Pomeroy	Waxman
Hastings (FL)	Poshard	Wexler
Kingston	Price (NC)	Whitfield
Kolbe	Riggs	Yates
Largent	Ros-Lehtinen	Young (FL)
Lewis (CA)	Roybal-Allard	
Lewis (GA)	Sanford	

So, the concurrent resolution was agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶75.11 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, an-

nounced that the Senate had passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 310. Concurrent resolution authorizing the use of the rotunda of the Capitol for a memorial service for Detective John Michael Gibson and Private First Class Jacob Joseph Chestnut of the United States Capitol Police, and for other purposes.

The message also announced that the Senate passed a concurrent resolution of the following title, in which concurrence of the House is requested:

S. Con. Res. 112. Concurrent resolution to authorize the printing of the eulogies of the Senate and the House of Representatives for Detective John Michael Gibson and Private First Class Jacob Joseph Chestnut.

¶75.12 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, July 27, 1998.

Hon. NEWT GINGRICH,
The Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 5 of Rule III of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on July 27, 1998 at 4:13 p.m. and said to contain a message from the President whereby he reports of one proposed rescission of budget resources.

With warm regards,

ROBIN H. CARLE,
Clerk.

¶75.13 IMPOUNDMENT CONTROL

The Clerk then read the message from the President, as follows:

To the Congress of the United States:

In accordance with the Congressional Budget and Impoundment Control Act of 1974, I herewith report one proposed rescission of budgetary resources, totaling \$5.2 million.

The proposed rescission affects programs of the Department of the Interior.

WILLIAM J. CLINTON.

THE WHITE HOUSE, July 24, 1998.

The message, together with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed (H. Doc. 105-290).

¶75.14 PRINTING OF EULOGIES FOR SLAIN CAPITOL OFFICERS

On motion of Mr. THOMAS, by unanimous consent, the following concurrent resolution of the Senate was taken from the Speaker's table (S. Con. Res. 112):

Resolved by the Senate (the House of Representatives concurring), That the eulogies for Detective John Michael Gibson and Private First Class Jacob Joseph Chestnut of the United States Capitol Police, as expressed in the House of Representatives and the Senate together with the text of the memorial services, shall be printed as a tribute to Detective Gibson and Officer Chestnut, with illustrations and suitable binding. The document shall be prepared under the direction of the Joint Committee on Printing. These shall be